

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
CIVIL REVISION APPLICATION No. 750 OF 1994
with
CIVIL REVISION APPLICATION No.751 OF 1994

For Approval and Signature:

HONOURABLE MR.JUSTICE RAVI R.TRIPATHI

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- 1 Whether Reporters of Local Papers may be allowed to see the judgment ?
 - 2 To be referred to the Reporter or not ?
 - 3 Whether their Lordships wish to see the fair copy of the judgment ?
 - 4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
 - 5 Whether it is to be circulated to the civil judge ?

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BIPINCHANDRA SHANKARLAL LODHA - Applicant(s)
Versus
SARVODAYA NAGRIK SAHKARI BANK - Opponent(s)

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Appearance :

MR KB PUJARA for Applicant(s) : 1,
MR JV JAPEE for Opponent(s) : 1,

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CORAM : HONOURABLE MR.JUSTICE RAVI R.TRIPATHI

Date : 28/12/2005

COMMON ORAL JUDGMENT

Both these Civil Revision Applications are filed by the petitioner-loanees of the respondent-Bank- original defendant. The Bank had filed execution proceedings,

wherein orders dated 22nd June 1994 were passed allowing the application-Exh.36 and Jangam Warrant were ordered to be issued.

2. The learned advocate, Mr.K.B. Pujara appearing for the petitioners submitted a statement showing the calculation, which according to him is payable to the Bank.

Mr.Japee, the learned advocate appearing for the Bank also produced a similar statement showing calculation, which according to him is recoverable from the petitioners.

3. After due negotiations between the parties and with the able assistance of the learned advocates of the parties the Bank Executive, Mr.Abdus Samad Harsolia states that the Bank has agreed to accept calculation of the petitioner-loanee. According to that an amount of Rs.3,194-52 is payable to the Bank by the loanee in full and final settlement of the execution proceedings in both these matters.

That the amount is tendered to the aforesaid Bank

Executive in presence of both the learned advocates. In view of that nothing survives in the matter. The Civil Revision Applications are allowed to the aforesaid extent. Rule is made absolute accordingly. Execution proceedings stand concluded. Jangam Warrant stands discharged.

(RAVI R. TRIPATHI, J.)

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